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Attorney for Defendants

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

PAUL G. SHEARER)	
)	
Plaintiff,)	No. 3:03-cv-00263-JKS
)	(CONSOLIDATED)
V.)	
)	
UNITED STATES OF AMERICA,)	
P. LYNN SCARLETT, Acting)	
Secretary of the)	MOTION OF THE UNITED STATES
Interior, the DEPARTMENT OF)	FOR ENLARGEMENT OF TIME
THE INTERIOR, the NATIONAL)	
PARK SERVICE.)	
)	
Defendants.)	

The United States et al. defendants move the Court for an order granting them an enlargement of time until December 22, 2006, in which to file a reply brief in support of Motion of the United States for Partial Summary Judgment-Parcels 3, 14, 15, and 20 (Docket Entry No. 84).

In support of the above motion, the United States shows:

1. Plaintiffs' opposition (Docket Entry No. 104) to defendants' motion was served by mail on defendants on Sunday, November 19, 2006. Therefore, by operation of Fed. R. Civ. P. 6, and D. Ak. LR 7.1(e), the reply of the United States in support of its motion is due to be filed on November 30, 2006.

2. Because of the press of other matters, including coordinating and preparing portions of the response for the defendants to a motion for a temporary restraining order/preliminary injunction now due on December 11, 2006, in *Bering Strait Citizens for Responsible Resource Development et al. v. U.S. Army Corps of Engineers et al.*, No. 3:06-cv-00262-RRB (D. Alaska), additional time is needed by undersigned counsel in which to prepare and file a reply on behalf of the United States.

3. No undue delay should be caused by the requested enlargement of time. Simultaneously with the service and filing of his opposition to defendants' motion, Mr. Shearer also filed both a motion for leave to further amend his complaint and a cross-motion for partial summary judgment (Docket Entry Nos. 102 and 103). The responses of the United States to those motions are due December 7, 2006.

Dated this 29th day of November, 2006.

s/ Dean K. Dunsmore
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 29th day of November, 2006, a copy of the foregoing MOTION OF THE UNITED STATES FOR ENLARGEMENT OF TIME and Proposed Order were served by placing said copy in a postage prepaid envelope, addressed to that person at the place and address stated below, and by depositing said envelope and contents in the United States mail at Anchorage, Alaska.

Paul G. Shearer
Kathryn A. McCready
1532 Meadows Drive
Lake Oswego, Oregon 97034

And a copy was also electronically served by email on:

Paul G. Shearer

s/Dean K. Dunsmore

Dean K. Dunsmore